

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JAVIER NUNEZ,	:	<b>1:24-CV-00392</b>
	:	
Plaintiff,	:	(Magistrate Judge Schwab)
	:	
v.	:	
	:	
COMMISSIONER OF SOCIAL	:	
SECURITY,	:	
	:	
Defendant.	:	
	:	

**ORDER**

October 2, 2024

For the reasons set forth in the Memorandum Opinion filed concurrently with this Order, **IT IS ORDERED** that the Commissioner's motion (*doc. 15*) to dismiss, which is construed as a motion for summary judgment, is **GRANTED**, and this action is dismissed without prejudice. The Clerk of Court shall close this case.

**S/Susan E. Schwab**

Susan E. Schwab

United States Magistrate Judge